

William R. Maguire  
Marc A. Weinstein  
Jeffrey S. Margolin  
HUGHES HUBBARD & REED LLP  
One Battery Park Plaza  
New York, New York 10004  
(212) 837-6000 (telephone)  
(212) 422-4726 (facsimile)  
[weinstei@hugheshubbard.com](mailto:weinstei@hugheshubbard.com)

Attorneys for Defendant PricewaterhouseCoopers LLP

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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OLD LADDER LITIGATION CO., LLC,  
as Litigation Designee on behalf of the  
Liquidation Trust,

Plaintiff,

v.

PRICEWATERHOUSECOOPERS, LLP,  
a Delaware limited liability partnership,

Defendant.

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) **ORAL ARGUMENT REQUESTED**

) Case No.: 08-CIV-5355 (HB)  
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**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, the Declaration of Marc A. Weinstein and all attachments thereto and all prior pleadings and papers filed in this action, PricewaterhouseCoopers LLP will move this Court, before the Honorable Harold Baer, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order pursuant to Rules 8(a) and 12(b)(6) of the Federal Rules of Civil Procedure dismissing with prejudice the claims asserted against it in the Amended Complaint filed in this action.

Dated: August 22, 2008

Respectfully submitted,



William R. Maguire  
Marc A. Weinstein  
Jeffrey S. Margolin  
HUGHES HUBBARD & REED LLP  
One Battery Park Plaza  
New York, New York 10004  
Tel: (212) 837-6000  
[weinstei@hugheshubbard.com](mailto:weinstei@hugheshubbard.com)

*Attorneys for Defendant  
PricewaterhouseCoopers LLP*

TO: Fred Stevens, Esq.  
Samantha H. Evans, Esq.  
Fox Rothschild LLP  
100 Park Avenue, 15<sup>th</sup> Floor  
New York, New York 10017

Michael A. Taitelman, Esq.  
Freedman & Taitelman, LLP  
1901 Avenue of the Stars, Suite 500  
Los Angeles, California 90067

Daniel K. Astin, Esq.  
Anthony M. Saccullo, Esq.  
Ciardi Ciardi & Astin, P.C.  
901 North Market Street, Suite 700  
Wilmington, Delaware 19801

*Attorneys for Plaintiff Old Ladder Litigation Co., LLC*

William F. Costigan, Esq.  
Dornbush Schaeffer Strongin & Venaglia, LLP  
747 Third Avenue  
New York, New York 10017

Dimitri L. Karapelou, Esq.  
Ciardi Ciardi & Astin, P.C.  
One Commerce Square, Suite 1930  
2005 Market Street  
Philadelphia, PA 19103

*Proposed Attorneys for Plaintiff Old Ladder Litigation Co., LLC*

William R. Maguire  
Marc A. Weinstein  
Jeffrey S. Margolin  
HUGHES HUBBARD & REED LLP  
One Battery Park Plaza  
New York, New York 10004  
(212) 837-6000 (telephone)  
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PRICEWATERHOUSECOOPERS, LLP,	)	
a Delaware limited liability partnership,	)	
	)	
Defendant.	)	
	)	

**CERTIFICATE OF SERVICE**

I, Jeffrey S. Margolin, do hereby certify that I am over the age of 18 and not a party to this action and that on the 22<sup>nd</sup> day of August, 2008, I did cause to be served true and correct copies of Defendant PricewaterhouseCoopers LLP ("PwC") (i) Notice of Motion to Dismiss the Amended Complaint; (ii) Memorandum in Support of its Motion to Dismiss; (iii) the Declaration of Marc A. Weinstein in support of the Motion to Dismiss filed; (iv) PwC's Notice of Appearance and Waiver of Service of Summons and Amended Complaint; and (v) PwC's Rule 7.1 Disclosure Statement via hand delivery to:

Fred Stevens, Esq.  
Samantha H. Evans, Esq.  
Fox Rothschild LLP  
100 Park Avenue, 15<sup>th</sup> Floor  
New York, New York 10017

Michael A. Taitelman, Esq.  
Freedman & Taitelman, LLP  
1901 Avenue of the Stars, Suite 500  
Los Angeles, California 90067

William F. Costigan, Esq.  
Dornbush Schaeffer Strongin & Venaglia, LLP  
747 Third Avenue  
New York, New York 10017

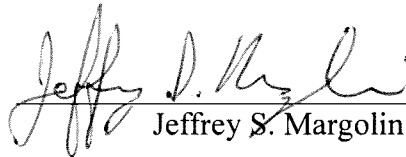
and via Federal Express to:

Dimitri L. Karapelou, Esq.  
Ciardi Ciardi & Astin, P.C.  
One Commerce Square, Suite 1930  
2005 Market Street  
Philadelphia, PA 19103

Daniel K. Astin, Esq.  
Anthony M. Saccullo, Esq.  
Ciardi Ciardi & Astin, P.C.  
901 North Market Street, Suite 700  
Wilmington, Delaware 19801

I further certify under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
August 22, 2008

  
\_\_\_\_\_  
Jeffrey S. Margolin